

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DANIEL EARL H. SMITH,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner  
of Social Security,

Defendant.

Case No. C12-5376-TSZ

ORDER DISMISSING CASE

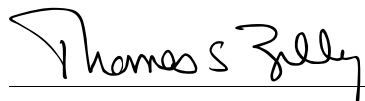
The Court, after careful consideration of the plaintiff's complaint, the parties' briefs, all papers and exhibits filed in support and opposition thereto, and the Report and Recommendation of the Honorable James P. Donohue, and no objections having been filed, does hereby find and ORDER:

(1) The Court adopts the Report and Recommendation.

(2) The final decision of the Commissioner is AFFIRMED and this case is dismissed with prejudice.

(3) The Clerk of the Court is directed to send copies of this Order to the parties and to Judge Donohue.

1 DATED this 4th day of February, 2013.

2 

3 THOMAS S. ZILLY  
4 United States District Judge